

07/13/07

IAP12 Rec'd PCT/PTO 11 JUL 2007

PCF

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Express Mail No. EV 832910716 US



Application Number:

10/599,107

Filed:

September 20, 2006

Applicants:

George H. Tagawa, Kenneth K. Tagawa, Randall E. Tagawa, and  
Fred Naylor Blackmore, Jr.

Title:

Plant Punch Methods and Apparatus

Assignee:

Tagawa Greenhouses, Inc.

Attorney Docket:

TGI-Shifter-USNP

Customer No.:

33549

### LETTER OF TRANSMITTAL

The following documents are being filed and are enclosed herein in response to the Notification of Insufficient Fees mailed May 11, 2007:

1. This Letter of Transmittal, along with a Credit Card Payment Form authorized in the amount of 430.00 for payment of fees due (\$100.00 for the search fee, \$200.00 for the examination fee, and \$130.00 surcharge for the late payment of search and exam fees);
2. a true and correct copy of the Notification of Insufficient Fees; and
3. Express Mail Certificates for each document and a postcard receipt for return to the undersigned.

Please confirm receipt of the documents by applying your date stamp and serial number on the enclosed postcard and returning it to me.

Assignee notes that the examination and search fees were not paid at the time of US national phase entry because the Written Opinion prepared by the ISA/US and mailed before the US national phase filing indicated that all claims satisfied provisions of PCT Article 33(1)(4). As such, the Assignee believes the Notification of Insufficient Fees mailed May 11, 2007 and its requirement of payment of additional fees are unsupported. Nevertheless, merely in order to prevent abandonment of the application, Assignee is paying herein the requested fees. The Assignee requests from the Office a full refund of the \$430.00 amount.

I have this 11<sup>th</sup> day of July, 2007, either myself personally or through my direction of staff at this office, deposited all of the items in the above letter of transmittal with the United States Postal Service as Express Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Please address all future correspondence to the address associated with customer number 33549 (Santangelo Law Offices, P.C., 125 South Howes, Third Floor, Fort Collins, CO 80521).

Dated this 11 day of July, 2007.

Respectfully Submitted,  
SANTANGELO LAW OFFICES, P.C.

By: 

Alfred K. Wiedmann Jr.  
Attorney for Assignee  
USPTO Reg. No. 48,033  
125 South Howes, Third Floor  
Fort Collins, Colorado 80521  
(970) 224-3100



Express Mail No. EV 832910716 US

THE UNITED STATES PATENT AND  
TRADEMARK OFFICE

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Application Number: 10/599,107  
Filed: September 20, 2006  
Applicants: George H. Tagawa, Kenneth K. Tagawa, Randall E. Tagawa,  
and Fred Naylor Blackmore, Jr.  
Title: Plant Punch Methods and Apparatus  
Assignee: Tagawa Greenhouses, Inc.  
Attorney Docket: TGI-Shifter-USNP  
Customer No.: 33549

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**CERTIFICATE OF EXPRESS MAILING**

I, Cheryl A. Swanson, hereby certify to the truth of the following items:

1. I am an employee of Santangelo Law Offices, P.C., 125 South Howes, Third Floor, Fort Collins, Colorado 80521.
2. I have this day deposited the attached firm Letter of Transmittal, along with a Credit Card Payment Form authorized in the amount of 430.00 for payment of fees due (\$100.00 for the search fee, \$200.00 for the examination fee, and \$130.00 for the late payment of search and exam fees) with the United States Postal Service as "Express Mail" for mailing to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated this 11<sup>th</sup> day of July, 2007.

Cheryl A. Swanson  
Cheryl A. Swanson



UNITED STATES PATENT AND TRADEMARK OFFICE



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United States Patent and Trademark Office  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/599,107	George H. Tagawa	TGI-Shifter-USNP
INTERNATIONAL APPLICATION NO.		
PCT/US04/09308		
I.A. FILING DATE	PRIORITY DATE	

33549  
SANTANGELO LAW OFFICES, P.C.  
125 SOUTH HOWES, THIRD FLOOR  
FORT COLLINS, CO 80521

CONFIRMATION NO. 4215  
371 FORMALITIES LETTER



\*OC000000021554676\*

Date Mailed: 05/11/2007

**Notification of Insufficient Fees (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/19/2006
- Copy of the International Search Report filed on 09/19/2006
- Copy of IPE Report filed on 09/19/2006
- Preliminary Amendments filed on 09/19/2006
- Information Disclosure Statements filed on 09/19/2006
- Oath or Declaration filed on 09/19/2006
- Request for Immediate Examination filed on 09/19/2006
- U.S. Basic National Fees filed on 09/19/2006
- Power of Attorney filed on 09/19/2006

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$300** for a Large Entity:

- The application search fee has not been paid. Applicant must submit **\$100** to complete the search fee. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.
- The application examination fee has not been paid. Applicant must submit **\$200** to complete the examination fee for a non-small entity. Note a surcharge will be required if submitted later than commencement of the national stage (37 CFR 1.492(h)) and the basic national fee was not paid before July 1, 2005.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

INDIA L EVANS

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Telephone: (703) 308-9140 EXT 212

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/599,107	PCT/US04/09308	TGI-Shifter-USNP

FORM PCT/DO/EO/923 (371 Formalities Notice)

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